



# RULE-MAKING ORDER

**CR-103E (May 2009)**  
(Implements RCW 34.05.360)

**Agency:** GROWTH MANAGEMENT HEARINGS BOARDS – Eastern Washington, Western Washington, and Central Puget Sound

**Emergency Rule Only**

**Effective date of rule:**

**Emergency Rules**

☐ Immediately upon filing.

XX Later (specify) July 1, 2009 – 12:01 AM

**Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?**

☐ Yes      XX No      If Yes, explain:

**Purpose:**

Amend sections of the Boards' rules regarding Public Records to reflect the consolidation of the administrative functions of the three boards into a single office. Amendments are needed to streamline procedures, provide accurate information to members of the public, and facilitate requests for access to the Boards' public records documents.

**Citation of existing rules affected by this order:**

Repealed: None

Amended: WAC 242-04 (all sections except WAC 242-02-040)

Suspended: None

**Statutory authority for adoption:** RCW 36.70A.270(7)

**Other authority :**

**EMERGENCY RULE**

Under RCW 34.05.350 the agency for good cause finds:

☐ That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

☐ That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

XX That in order to implement the requirements or reductions in appropriations enacted in any budget for fiscal years 2009, 2010, or 2011, which necessitates the need for the immediate adoption, amendment, or repeal of a rule, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the fiscal needs or requirements of the agency.

Reasons for this finding:

The Legislature's Biennium Appropriation reflects an approximate 16 percent reduction in the Boards' budgets, with budget notes specifically contemplating the consolidation of the Boards' current three offices into a single location. In order to address these budget appropriations, a consolidation is needed to realize savings through efficiency and staff reductions. The Boards' rules relating to public records must be amended to reflect this consolidation and create needed efficiency along with clarification to members of the public seeking access to these records.

**Date adopted:** 05/27/09

**NAME (TYPE OR PRINT)**

James McNamara

**SIGNATURE**

**TITLE**

Chair, Rules Committee

**CODE REVISER USE ONLY**

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: June 05, 2009

TIME: 11:46 AM

**WSR 09-13-019**

(COMPLETE REVERSE SIDE)

**Note: If any category is left blank, it will be calculated as zero.  
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.  
A section may be counted in more than one category.**

**The number of sections adopted in order to comply with:**

<b>Federal statute:</b>	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
<b>Federal rules or standards:</b>	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
<b>Recently enacted state statutes:</b>	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>

**The number of sections adopted at the request of a nongovernmental entity:**

New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
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**The number of sections adopted in the agency's own initiative:**

New	<u>0</u>	Amended	<u>14</u>	Repealed	<u>0</u>
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New	<u>0</u>	Amended	<u>14</u>	Repealed	<u>0</u>
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**The number of sections adopted using:**

<b>Negotiated rule making:</b>	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
<b>Pilot rule making:</b>	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
<b>Other alternative rule making:</b>	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>